THE HONOURABLE SRI JUSTICE RAMESH RANGANATHAN

W.P. NO. 18228 of 2002

DATED: 22-08-2007

Between:-

Toddy Tappers Cooperative Society Limited, Rangiahpalli villae (Regd. No. 243/Ex/KR), Rangaiahpalli village, Bheemadevarapalli Mandal, Karimnagar District, represented by its President, Bandi Sailu.

…PETITIONER

And

The Commissioner of Prohibition and Excise, Government of A.P. M.J.Road, Hyderabad and two others.

…RESPONDENTS

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O R D E R

The only contention raised by Sri C.Damodar Reddy, learned counsel for the petitioner, in this writ petition is that the toddy shop, license for which granted to the Toddy Tappers Co-operative Society in Ward No.5 of Rangaiahpalli village, is situated within 100 meters of a school and that the rules prohibit grant of license for establishing a toddy shop within a radius of 100 meters from the school premises.

This Court, by order dated 01-08-2007, directed the Prohibition and Excise Superintendent, Karimnagar, to submit a detailed report as to whether any school is located within 100 meters radius of the toddy shop, license for which was granted to the new Toddy Tappers Cooperative Society at Ward No.5 of Rangaiahpalli village, Bheemadeverapalli mandal, Karimnagar District.

Learned Government Pleader for Prohibition and Excise has placed before this Court a copy of the letter dated 21-08-2007 issued by the Prohibition and Excise Superintendent, Karimnagar, stating that the Station House Officer, Huzurabad, had reported that he had measured the distance between the school and the toddy shop and found it to be 300 meters.

Taking the letter dated 21-08-2007 on record and, in as much as the distance between the toddy shop and the school is more than the minimum prescribed limit of 100 meters, the writ petition is dismissed. However, in the circumstances, without costs.

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RAMESH RANGANATHAN, J

Dated: 22-08-2007
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